

Yoav M. Griver, Esq.
Anthony I. Giacobbe Jr., Esq.
ZEICHNER ELLMAN & KRAUSE LLP
1211 Avenue of the Americas
New York, New York 10036
(212) 223-0400
Attorneys for Defendants

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IRONSHORE SPECIALTY INSURANCE
COMPANY,

Plaintiff,

v.

CEDAR GROVE COMPOSTING, INC.,
CEDAR GROVE COMPOSTING FACILITY,
and CEDAR GROVE, INC.,

Defendants.

Case No.: 15-CV-975 (NRB)

DECLARATION OF
ANTHONY I. GIACOBBE, JR.

STATE OF NEW YORK,
COUNTY OF NEW YORK.

ANTHONY I. GIACOBBE, JR., pursuant to 28 U.S.C. § 1746 and under
the penalties of perjury, declares:

1. I am an attorney and of counsel to Zeichner Ellman & Krause
LLP, attorneys for defendants Cedar Grove Composting, Inc., and a member of this
Court. I make this declaration in support of Cedar Grove Composting, Inc.'s Motion
for Determination of Proper Forum Under First-to-File Rule, and granting such other
and further relief as this Court may deem just and proper.

2. Annexed as Exhibit A is a copy of the complaint in this action.

3. Annexed as Exhibit B is a copy of the complaint in the Washington Action.

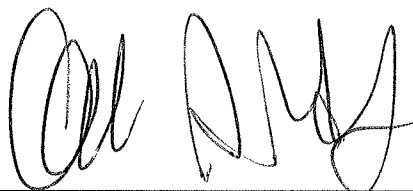
4. Annexed as Exhibit C is a copy of the Declaration of John Brigham ("Brigham Decl.") dated February 26, 2015, which was submitted to the Western District of Washington in connection with Cedar Grove's pending first-to-file motion.

5. Annexed as Exhibit D is a copy of the Environmental Excess Liability Declarations Pages from the excess policy Ironshore issued to Cedar Grove.

6. Annexed as Exhibit E is a chart identifying the mirror image allegations made in the Washington and New York Actions has been submitted to the Western District of Washington in connection with the pending first-to-file motion.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 2, 2015

A handwritten signature in black ink, appearing to read "Anthony I. Giacobbe, Jr.", written over a horizontal line.

ANTHONY I. GIACOBBE, JR.